

**RESOLUTION NO. 2004-**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE  
VILLAGE OF KEY BISCAYNE, FLORIDA, REVISING  
SERVICE FEES FOR THE COLLECTION OF SOLID WASTE  
BY PROVIDING FOR A CHARGE FOR THE COST OF NEW  
UNIFORM SOLID WASTE COLLECTION CONTAINERS;  
SUPPLEMENTING SERVICE FEES PROVIDED BY  
RESOLUTION NO. 99-81; AND PROVIDING FOR  
EFFECTIVE DATE.**

WHEREAS, the Village provides for collection of solid waste and recycling services to residential customers within the Village; and

WHEREAS, pursuant to Village Code Section 2-61, the Village Council is authorized to impose fees for the collection of solid waste and for the providing of recycling services (the "Fees"); and

WHEREAS, pursuant to Resolution No. 99-81, as adopted by the Village Council on October 12, 1999, the Village Council has established the applicable annual Fee and has consistently maintained the rate of the Fee since adoption; and

WHEREAS, the Village Council finds that it is now necessary to supplement the Fees by providing for a one-time charge for the cost of providing uniform solid waste collection containers to all customers within the Village; and

WHEREAS, a public hearing was held on January 13, 2004 prior to the setting of revised Fees.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE  
VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** That each of the above stated recitals is hereby adopted and confirmed.

**Section 2. Supplemental Fee.** That effective upon adoption of this Resolution, an

additional fee of \$44.00 (the "Supplemental Fee") per container for each customer location is hereby established and imposed upon residential customers within the Village on a one-time charge basis, as a supplement to the regular \$220.00 annual Fee. This Supplemental Fee shall apply to all service locations.

**Section 3. Resolution 99-81 Supplemented.** That Resolution 99-81, which established the Fees, is hereby supplemented as provided above.

**Section 4. Effective Date.** That this resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 13th day of January, 2004.

MAYOR ROBERT OLDAKOWSKI

ATTEST:

CONCHITA H. ALVAREZ, CMC, VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

VILLAGE ATTORNEY